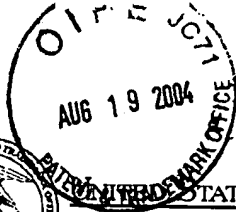


DFW



UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/823,795	04/14/2004	Daniel R. Feldmeier	1410/77107

22242
 FITCH EVEN TABIN AND FLANNERY
 120 SOUTH LA SALLE STREET
 SUITE 1600
 CHICAGO, IL 60603-3406

CONFIRMATION NO. 4678
FORMALITIES LETTER



OC000000013051009

Date Mailed: 06/24/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/19/2004 HLE333 00000030 061135 10823795

01 FC:1001 770.00 DA
 02 FC:1202 36.00 DA
 03 FC:1051 130.00 DA

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$36** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$936** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is **\$36**

- **\$36** for 2 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln No.: 10/823,795

Confirmation No. 4678

Filed: April 14, 2004

Applicant(s): FELDMEIER et al.

Title: RIGID RECLOSABLE BACON
PACKAGE

Art Unit: 1761

Examiner: Not yet assigned

Attorney Docket No.: 77107

Customer No.: 22242

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this date.

8/16/04

Date

Richard A. Kaba

Registration No. 30,562

Attorney for Applicant(s)

Mail Stop MISSING PARTS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

In response to the Notice to File Missing Parts dated June 24, 2004, enclosed are:

- ☒ A copy of the Notice to File Missing Parts.
- ☒ An executed Declaration for Patent Application, including Power of Attorney.
- ☐ _____ sheet(s) of drawings are enclosed. ☐ Formal ☐ Informal
- ☒ An Assignment of the invention to Kraft Foods Holdings, Inc., and Recordation Form Cover Sheet - Patents Only - Form PTO-1595.
- ☐ A check in the amount of \$_____ to cover the fee for recording the assignment.
- ☒ The Recordation Form Cover Sheet includes authorization to charge \$40.00 to our Deposit Account for recording the assignment.
- ☒ Fee Calculation:

Fee Calculation For Claims As Filed

☐ Provisional Application Basic Fee

\$ 160.00

Application No. 10/823,795
Response dated August 16, 2004
Notice to File Missing Parts dated June 24, 2004

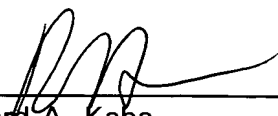
Surcharge under 37 C.F.R. §1.16(1)	\$ 50.00	
<input checked="" type="checkbox"/> Non-Provisional Utility Application Basic Fee	\$ 770.00	\$ 770.00
Independent Claims <u>3</u> - <u>3</u> = <u>0</u> x \$ 86.00		= \$ 0.00
Total Claims <u>22</u> - <u>20</u> = <u>2</u> x \$ 18.00		= \$ 36.00
Fee for Multiply Dependent Claims	\$ 290.00	
Surcharge under 37 C.F.R. §1.16(e)	\$ 130.00	\$ 130.00
 <input type="checkbox"/> Design Application Basic Fee	 \$ 340.00	
Surcharge under 37 C.F.R. §1.16(e)	\$ 130.00	
 Total Filing and/or Surcharge Fee		 \$ 936.00
 <input type="checkbox"/> Applicant(s) assert entitlement to Small Entity Status (37 C.F.R. § 1.27), reducing the Filing/Surcharge Fee by half to:		 \$ 0.00

☐ A check in the amount of \$_____ to cover the Filing and/or Surcharge Fee.

☒ Charge \$ 936.00 to Deposit Account No. 06-1135.

☒ The Director is hereby authorized to charge any additional fees which may be required in this application under 37 C.F.R. §§1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135. Should no proper payment be enclosed herewith, the Director is authorized to charge the unpaid amount to Deposit Account No. 06-1135. This sheet is filed in triplicate.

August 16, 2004
Date



Richard A. Kaba
Registration No. 30,562

FITCH, EVEN, TABIN & FLANNERY
120 South LaSalle Street, Suite 1600
Chicago, Illinois 60603-3406
Telephone: (312) 577-7000
Facsimile: (312) 577-7007